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8 **UNITED STATES DISTRICT COURT**

9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

10 **AT SAN JOSE**

11 TRUSTEES OF THE TRI-COUNTIES  
 12 WELFARE TRUST FUND,

13 Plaintiff,

14 v.

15 BHARAT RAKSHAK, DDS, a professional  
 16 dental corporation, d/b/a RODEO DENTAL  
 GROUP; LYNNE SIMMS, D.D.S., a  
 17 professional dental corporation, d/b/a RODEO  
 DENTAL GROUP; JESSICA HUANTE,  
 18 individually; BAHRAT RAKSHAK,  
 individually; LYNNE SIMMS, individually;  
 DOES 1 through 10 inclusive,

19 Defendants.

20 Case No. C-07-06332 RMW

21 **REQUEST AND [PROPOSED] ORDER**  
**CONTINUING CASE MANAGEMENT**  
**CONFERENCE**

22 Hearing Date: April 18, 2008  
 Hearing Time: 10:30 a.m.  
 Courtroom: 6, 4<sup>th</sup> Floor, San Jose  
 Judge: Ronald M. Whyte

23 SUBJECT TO APPROVAL OF THIS COURT, Plaintiffs respectfully request that the Court  
 24 continue the Case Management Conference (CMC) currently set for April 18, 2008 to May 2, 2008 or  
 sometime soon thereafter. Plaintiffs contend there is good cause for this request as follows,  
 specifically an unexpected and unforeseeable personal obligation of Plaintiffs' attorney. Plaintiffs'  
 counsel has conferred with Defendants' counsel who has indicated her availability on May 2, 2008 or  
 May 30, 2008.

The request for continuance is not brought for any improper purpose nor should any party be prejudiced by the continuance.

Date: April 15, 2008

Respectfully submitted,

BEESON, TAYER & BODINE, APC

By:                                    /s/  
TEAGUE P. PATERSON  
Attorneys for Plaintiffs

## **IT IS SO ORDERED.**

Date: \_\_\_\_\_, 2008

Honorable Ronald M. Whyte  
United States District Court Judge for the  
Northern District at San Jose